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OFFICE OF  
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RQ - 174

September 12, 1991

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Opinion Committee

The Honorable Dan Morales  
Attorney General  
of the State of Texas  
Supreme Court Building  
P.O. Box 12548, Capitol Station  
Austin, Texas 78711-2548

Re: Opinion No. JM-1232, dated October 9, 1990

Dear Mr. Attorney General:

The Tax Assessor-Collector of Montgomery County has inquired of us whether properties purchased by the County at tax sales may be resold at private sale.

One of the authorities reviewed by this office is an Opinion from the Attorney General of Texas (Opinion No. JM-1232, dated October 9, 1990). It appears to be the opinion of the Attorney General's office that such properties may be resold at a private sale. Our research has lead us to a different opinion. Attached is a copy of a memorandum prepared by one of our Assistant County Attorneys to this effect.

We would appreciate your office reconsidering this matter and providing us with an updated opinion regarding the resale by a County of properties acquired at a tax sale.

Very truly yours

D. C. Jim Dozier  
County Attorney

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Enclosure